

UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH DAKOTA  
WESTERN DIVISION

Priya Saxena,

Plaintiff,

v.

Kristi Noem, in her official capacity as Secretary of Homeland Security; the Department of Homeland Security; and Todd Lyons, in his official capacity as Acting Director of U.S. Immigration and Customs Enforcement,

Defendants.

5:25-cv-05035-KES

**Declaration of Michael S. Hofmann in  
Opposition to Request for Preliminary  
Injunction**

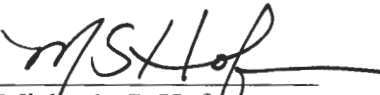
Pursuant to 28 U.S.C. § 1746, I, Michael S. Hofmann declare as follows:

1. I am the Assistant United States Attorney assigned to defend the above-entitled action.
2. Attached as Exhibit 1 is a copy of the Declaration of Andre Watson.
3. Attached as Exhibit 2 is a copy of the Declaration of James Hicks.
4. Attached as Exhibit 3 is a copy of the Declaration of Michelle Young.
5. Attached as Exhibit 4 is a true copy of a certified copy of the information filed in Meade County Court Docket No. 46CRI21-000626 charging Priya Saxena with driving a vehicle while under the influence of alcohol in violation of SDCL 32-23-1(2); or in the alternative, driving a vehicle while having 0.08 percent or more alcohol in her blood in violation of SDCL 32-23-1(1).
6. Attached as Exhibit 5 is a true copy of a certified copy of the Judgment of Conviction (Plea) in Meade County Docket No. 46CRI21-000626.

7. Attached as Exhibit 6 is a true copy of the U.S. Department of State Foreign Affairs Manual, 9 FAM 403.11 (U) NIV Revocation, which I printed from the internet on May 10, 2025.
8. Attached as Exhibit 7 is a true copy of Termination Reasons found on the Department of Homeland Security website / SEVIS Help Hub, which I printed from the internet on May 11, 2025.
9. Attached as Exhibit 8 is a true copy of Austin T. Fragomen, Jr. et al., Immigration Procedures Handbook § 2:39 (Reasons for termination of SEVIS record and impact of termination), which I printed from the internet on May 11, 2025.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on May 12, 2025.

  
Michael S. Hofmann